

City of Round Rock
Regular City Council Meeting
April 8, 2010

The Round Rock City Council met in Regular Session on Thursday, April 08, 2010, in the City Council Chamber, 221 E. Main Street.

[CALL SESSION TO ORDER - 7:00 P.M.](#)

Mayor McGraw called the meeting to order at 7:03 p.m.

[ROLL CALL](#)

Those members present were Mayor Alan McGraw, Mayor Pro-Tem Joe Clifford, Councilmember Rufus Honeycutt, Councilmember George White, Councilmember Carlos Salinas, Councilmember John Moman, and Councilmember Kris Whitfield. Also present were City Manager Jim Nuse, Assistant City Manager Cindy Demers, and City Attorney Steve Sheets.

[PLEDGE OF ALLEGIANCE:](#)

Mayor McGraw led the following Pledges of Allegiance:

3A. United States Flag

3B. Texas State Flag

[CITIZEN COMMUNICATION](#)

There were no citizens wishing to speak during citizen communication.

[PROCLAMATIONS:](#)

[5A. Consider proclaiming April 4-10, 2010 as Community Development Week and the month of April as Fair Housing Month in Round Rock.](#)

WHEREAS, the U.S. Department of Housing and Urban Development implemented the Community Development Block Grant program in 1974 for the purpose of providing local governments with the financial resources to assist low- and moderate-income persons; and

WHEREAS, the City of Round Rock has utilized nonprofit and neighborhood-based organizations to address neighborhood and human needs; and

WHEREAS, the CDBG Program has made a significant impact on our community through the creation of skill training programs, new home construction, parks and recreational activities, and water, sewer and drainage improvements; and

WHEREAS, the City of Round Rock and other local governments have clearly demonstrated the capacity to administer the CDBG Program to identify, prioritize and resolve pressing local problems; and

WHEREAS, the City of Round Rock adheres to policies set forth in civil rights legislation, known as the Federal Fair Housing Act, regarding fair housing practices; and

WHEREAS, said legislation was signed in April 1968 by President Lyndon B. Johnson prohibiting discrimination in housing practices based on race, color, religion, age, national origin, sex, handicap or familial status;

NOW, THEREFORE, I, Mayor Alan McGraw, on behalf of the Round Rock City Council, hereby proclaim the week of April 4-10, 2010, as:

“COMMUNITY DEVELOPMENT WEEK”

And, further, the month of April as:

“FAIR HOUSING MONTH”

And urge all citizens to join us in recognizing the Community Development Block Grant program and the important role it plays in our community.

PROCLAIMED this 8th day of April 2010.

[5B. Consider proclaiming April 11-17, 2010 as Round Rock Animal Control Officers Appreciation Week.](#)

WHEREAS the National Animal Control Association has designated the second Week of April each year as Animal Control Appreciation Week; and

WHEREAS various Federal, State, and Local Government Officials throughout the Country take this time to recognize, thank, and commend all Animal Control Officers for the dedicated service they provide to the citizens, various Public Safety, Public Service Agencies and Departments through the Country; and

WHEREAS the City of Round Rock would like to express its sincere thanks and appreciation for the outstanding service the Round Rock Police Department's Animal Control Unit provides on a daily basis to the citizens of the City; and

WHEREAS the Round Rock City Council recognizes and commends our Animal Control Officers for the many dedicated and long hours of service they perform in serving this community, and for fulfilling the Animal Control Unit's commitment to providing the highest and most efficient level of customer service; and

WHEREAS the Round Rock City Council wishes to commend each and every Animal Control Officer for their service, which is in keeping with the long and distinguished tradition of the Animal Control Profession;

NOW, THEREFORE, I, ALAN MCGRAW, Mayor of the City of Round Rock, Texas, do hereby proclaim the week of April 11 through April 17, 2010, as

"Round Rock Animal Control Officers
Appreciation Week"

and ask all citizens, Public Safety, Health, and Public Service personnel to join in expressing gratitude and appreciation for the outstanding service these individuals provide throughout the year to assure our safety and welfare.

PROCLAIMED this 8th day of April 2010

[5C. Consider proclaiming April 11-17, 2010 as Round Rock Telecommunicators Week.](#)

WHEREAS, emergencies that require police or fire or emergency medical services can occur at any time; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers and firefighters depends upon the quality and accuracy of information obtained from citizens who telephone the Round Rock Police Department Communications Center; and

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information, and ensuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Round Rock Police Department have contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and

WHEREAS, each Telecommunicator has exhibited compassion, understanding, and professionalism during the performance of their job in the past year; and

WHEREAS, the men and women of the Round Rock Police Department Communications Center unceasingly provide a vital public service and whose diligence and professionalism keep our City and citizens safe;

NOW, THEREFORE, I, Alan McGraw, Mayor of the City of Round Rock, Texas, do hereby call upon all citizens of Round Rock and all patriotic, civic and educational organizations to observe the week of April 11 through April 17, 2010,

"Round Rock Telecommunicators Week"

and urge all citizens, along with Public Safety, Health, and Public Service personnel to join in expressing sincere thanks and appreciation for the many long hours of service and quality performance these outstanding individuals provide each day to assure safety and welfare of all.

PROCLAIMED this 8th day of April 2010

APPROVAL OF MINUTES:

[6A. Consider approval of the City Council minutes for the March 25, 2010 Meeting.](#)

MOTION: Councilmember Honeycutt moved to approve the minutes. Councilmember Whitfield seconded the motion.

VOTE: Ayes: Councilmember Honeycutt

Councilmember White
Mayor Pro-Tem Clifford
Councilmember Salinas
Councilmember Moman
Councilmember Whitfield
Mayor McGraw

Nays: None

Absent: None

ACTION: The motion carried unanimously.

PRESENTATIONS:

[7A1. Consider a presentation regarding the Transportation Capital Improvement Program](#)

[\(TCIP\) quarterly report.](#) Tom Word, Chief of Public Works Operations made the staff presentation.

[7B1. Consider a presentation regarding Water Conservation Rebate programs.](#) Jessica

Woods, Water Conservation Specialist for the City of Round Rock made the staff presentation.

With the unanimous consent of the council, Mayor McGraw went out of the regular order of the agenda and considered the following item:

RESOLUTIONS:

[10A1. Consider a resolution naming the City of Round Rock Skate Park as the Shaylah Dame](#)

[Skate Park.](#) Jim Nuse, City Manager made the staff presentation.

MOTION: Councilmember Salinas moved to approve the resolution. Councilmember Honeycutt seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
Councilmember White
Mayor Pro-Tem Clifford
Councilmember Salinas
Councilmember Moman
Councilmember Whitfield
Mayor McGraw

Nays: None

Absent: None

ACTION: The motion carried unanimously.

Mayor McGraw continued with the regular order of the agenda.

PUBLIC HEARINGS:

[8A1. Consider public testimony regarding Amendment No. 4 to Planned Unit Development](#)

[\(PUD\) No. 23 Zoning District \(Preserve at Stone Oak/Mayfield Ranch\).](#) Jim Stendebach, Planning and Community Development Director made the staff presentation.

Mayor McGraw opened the public hearing.

Blake McGee, developer of the Mayfield Ranch subdivision spoke during the public hearing in favor of the amendment. The architect for the project also spoke with Mr. Magee regarding the signs to be included in the PUD amendment.

There being no further testimony, the public hearing was closed.

[8A2. Consider public testimony regarding amending Section 11.501, Code of Ordinance, regarding landscape requirements.](#) Brad Wiseman, Planner made the staff presentation.

Mayor McGraw opened the public hearing.

There being no testimony, the public hearing was closed.

[8A3. Consider public testimony regarding community needs for the development of the 2010-2011 Community Development Annual Action Plan.](#) Cheryl Delaney, Finance Director made staff presentation.

Mayor McGraw opened the public hearing

There being no testimony, the public hearing was closed.

ORDINANCES:

[9A1. Consider an ordinance approving Amendment No. 4 to Planned Unit Development \(PUD\) No. 23 zoning district \(Preserve at Stone Oak/Mayfield Ranch\). \(First Reading\)](#) Jim Stendebach, Planning and Community Development Director made the staff presentation earlier in the meeting during the public hearing.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. Z-95-12-21-10A, ADOPTED BY THE CITY COUNCIL OF ROUND ROCK, TEXAS, ON DECEMBER 21, 1995, AND AMENDED BY ORDINANCE NO. Z-00-07-25-12A1, ON JULY 25, 2000, AND AMENDED BY ORDINANCE NO. Z-01-04-26-13A3, ON APRIL 26, 2001, AND AMENDED BY ORDINANCE NO. Z-05-07-14-10C1, ON JULY 14, 2005, BY AMENDING PUD NO. 23, APPROVED BY THE CITY COUNCIL IN SAID ORDINANCE, PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember White moved to approve the ordinance. Councilmember Whitfield seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield Mayor McGraw
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

MOTION: Councilmember Moman moved to dispense with second reading and adopt the ordinance. Councilmember White seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[9A2. Consider an ordinance amending Section 11.501, regarding landscaping requirements.](#)

[\(First Reading\)](#) Brad Wiseman, Planner made the staff presentation.

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 11, SECTION 11.501, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS, REGARDING LANDSCAPING; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to approve the ordinance. Councilmember Salinas seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

MOTION: Councilmember Salinas moved to dispense with second reading and adopt the ordinance. Mayor Pro-Tem Clifford seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

RESOLUTIONS:

[10B1. Consider a resolution authorizing the Mayor to execute a Professional Services](#)

[Contract with Palmer Price, Inc. for a Drainage Utility Study.](#) Alysha Girard, Assistant City Engineer, made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember Salinas seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10C1. Consider a resolution authorizing the Mayor to execute a Mutual Aid Agreement with the Williamson County Fire Chief's Association.](#) Chief Larry Hodge made the staff presentation.

MOTION: Councilmember Moman moved to approve the resolution. Councilmember Whitfield seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10D1. Consider a resolution authorizing the Mayor to execute an Agreement for the Temporary Closure of State Right-of-Way for the Texas Road Rash Inline Marathon on April 25, 2010.](#)

Rick Atkins, Director of Parks and Recreation made the staff presentation.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Honeycutt seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10E1. Consider a resolution authorizing the Mayor to execute Amendment No. 2 to the Consent Agreement with Paloma Lake Municipal Utility District Nos. 1 and 2.](#) Michael Thane, Utilities Director made the staff presentation.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Whitfield seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10E2. Consider a resolution authorizing the Brushy Creek Regional Utility Authority \(BCRUA\) to execute an Agreement for Construction Phase Engineering Services with Lockwood, Andrews and Newnam, Inc. for the Treated Water Transmission Line Segment 1 Project.](#) Michael Thane, Utilities

Director made the staff presentation.

MOTION: Councilmember White moved to approve the resolution. Councilmember Whitfield seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10E3. Consider a resolution confirming the City's consent to the creation of the Highlands at Mayfield Ranch Municipal Utility District.](#) Steve Sheets, City Attorney made the staff presentation.

MOTION: Councilmember Moman moved to approve the resolution. Councilmember Honeycutt seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10F1. Consider a resolution authorizing the Mayor to execute an Advance Funding Agreement with the Texas Department of Transportation for the FM 1460 \(A.W. Grimes North\) - Old Settlers Blvd.](#)

[to north of U.S. Hwy 79 Project.](#) Tom Word, Chief of Public Works Operations made the staff presentation.

MOTION: Councilmember Salinas moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10F2. Consider a resolution authorizing the Mayor to execute Construction Contract Change Order No. 8 with the Texas Department of Transportation for the FM 1460 expansion project.](#) Tom Word, Chief of Public Works Operations made the staff presentation.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Salinas seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10F3. Consider a resolution authorizing the Mayor to execute Quantity Adjustment /Change Order No. 1 with RGM Constructors, L.P. for the Wyoming Springs Drive Improvements Project.](#) Tom Word, Chief of Public Works Operations made the staff presentation.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Mayor Pro-Tem Clifford
 Councilmember Salinas
 Councilmember Moman
 Councilmember Whitfield
 Mayor McGraw
 Nays: None
 Absent: None

ACTION: The motion carried unanimously.

[10G1. Consider a resolution authorizing the Mayor to execute a Golf Course Management Agreement with CCA-Silband/Golf Corp/Round Rock, Inc. for the Forest Creek Golf Course.](#) Cheryl

Delaney, Finance Director made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember Salinas seconded the motion.

VOTE:

Ayes:	Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield Mayor McGraw
Nays:	None
Absent:	None

ACTION: The motion carried unanimously.

APPOINTMENTS:

[11A. Consider one appointment to the Brushy Creek Regional Utility Authority Board of Directors.](#)

MOTION: Councilmember White moved to appointment Kris Whitfield to the BCRUA. Councilmember Honeycutt seconded the motion.

VOTE:

Ayes:	Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield Mayor McGraw
Nays:	None
Absent:	None

ACTION: The motion carried unanimously.

[COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST](#)

EXECUTIVE SESSION:

[13A. Consider Executive Session as authorized by §551.072 Government Code, related to the purchase of real property to wit: 0.237 of one acre of land necessary for the N. Mays Project \(Parcel 6\).](#)

The City Council recessed into Executive Session. Mayor McGraw called the Executive Session to order at 8:42 p.m. and adjourned it at 8:49 p.m.

ACTION RELATIVE TO EXECUTIVE SESSION:

[14A. Consider a resolution authorizing the Mayor to execute a Real Estate Contract with 2251 TELLABS LTD. for the purchase of 0.237 of one acre of land necessary for the N. Mays Project \(Parcel 6\).](#)

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield Mayor McGraw
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

[ADJOURNMENT](#)

There being no further business, the meeting adjourned at 8:50 p.m.

Respectfully Submitted,

Sara L. White, City Secretary